

1 COOLEY GODWARD KRONISH LLP
2 GREGORY C. TENHOFF (154553)
3 LISA BARNETT SWEEN (191155)
4 ELIZA HOARD (238276)
5 Five Palo Alto Square
3000 El Camino Real
Palo Alto, CA 94306-2155
Telephone: (650) 843-5000
Facsimile: (650) 849-7400

6 Attorneys for Defendants
VAXGEN, INC. and LISA BROOKS

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

11 | ARIA RAZBAN.

No. C 07-3136 JL

12 Plaintiff,

13 v.

14 VAXGEN, INC., a Delaware corporation,
15 LISA BROOKS, and DOES 1 through 50,
inclusive.

Defendants.

**PROOF OF SERVICE RE DEFENDANTS
VAXGEN, INC. AND LISA BROOKS'
UNOPPOSED MOTION TO COMPEL
INDEPENDENT MENTAL EXAMINATION OF
PLAINTIFF ARIA RAZBAN PURSUANT TO
FEDERAL RULE OF CIVIL PROCEDURE 35**

Complaint Filed: January 19, 2007
First Am. Comptl. Filed: May 16, 2007
First Am. Comptl. Served: June 1, 2007
Answer Filed/Served: June 13, 2007

I am a citizen of the United States and a resident of the State of California. I am employed in San Francisco County, State of California, in the office of a member of the bar of this Court, at whose direction the service was made. I am over the age of eighteen years, and not a party to the within action. My business address is Cooley Godward Kronish LLP, 101 California Street, 5th Floor, San Francisco, California 94111-5800. My e-mail address is keudaley@cooley.com. On the date set forth below I served the documents described below in the manner described below:

1. DEFENDANTS VAXGEN, INC. AND LISA BROOKS' NOTICE OF UNOPPOSED
2. MOTION TO COMPEL INDEPENDENT MENTAL EXAMINATION OF PLAINTIFF
ARIA RAZBAN PURSUANT TO FEDERAL RULE OF CIVIL PROCEDURE 35
3. DEFENDANTS VAXGEN, INC. AND LISA BROOKS' MEMORANDUM OF POINTS
4. AND AUTHORITIES IN SUPPORT OF THEIR UNOPPOSED MOTION TO COMPEL
INDEPENDENT MENTAL EXAMINATION OF PLAINTIFF ARIA RAZBAN PURSUANT
TO FEDERAL RULE OF CIVIL PROCEDURE 35
5. DECLARATION OF LISA BARNETT SWEEN IN SUPPORT OF DEFENDANTS
6. VAXGEN, INC. AND LISA BROOKS' UNOPPOSED MOTION TO COMPEL
INDEPENDENT MENTAL EXAMINATION OF PLAINTIFF ARIA RAZBAN PURSUANT
7. TO FEDERAL RULE OF CIVIL PROCEDURE 35
8. DECLARATION OF DR. RENEE L. BINDER IN SUPPORT OF DEFENDANTS
9. VAXGEN, INC. AND LISA BROOKS' UNOPPOSED MOTION TO COMPEL
INDEPENDENT MENTAL EXAMINATION OF PLAINTIFF ARIA RAZBAN PURSUANT
10. TO FEDERAL RULE OF CIVIL PROCEDURE 35
11. [PROPOSED] ORDER GRANTING DEFENDANTS VAXGEN AND LISA BROOKS'
12. UNOPPOSED MOTION TO COMPEL INDEPENDENT MENTAL EXAMINATION OF
PLAINTIFF ARIA RAZBAN PURSUANT TO FEDERAL RULE OF CIVIL PROCEDURE
35

13. (BY U.S. MAIL) I am personally and readily familiar with the business practice of
14. Cooley Godward Kronish LLP for collection and processing of correspondence
15. for mailing with the United States Postal Service, and I caused such envelope(s)
16. with postage thereon fully prepaid to be placed in the United States Postal Service
at San Francisco, California.
17. (BY MESSENGER SERVICE) by consigning the document(s) to an authorized
courier and/or process server for hand delivery on this date.
18. (BY FACSIMILE) I am personally and readily familiar with the business practice
19. of Cooley Godward Kronish LLP for collection and processing of document(s) to
be transmitted by facsimile and I caused such document(s) on this date to be
20. transmitted by facsimile to the offices of addressee(s) at the numbers listed below.
21. (BY OVERNIGHT MAIL) I am personally and readily familiar with the business
22. practice of Cooley Godward Kronish LLP for collection and processing of
correspondence for overnight delivery, and I caused such document(s) described
23. herein to be deposited for delivery to a facility regularly maintained by
_____ for overnight delivery.
24. (BY ELECTRONIC MAIL) I am personally and readily familiar with the business
25. practice of Cooley Godward Kronish LLP for the preparation and processing of
documents in portable document format (PDF) for e-mailing, and I caused said
26. documents to be prepared in PDF and then served by electronic mail to the parties
listed below.

27. on the following parties in this action:

1 Ira Leshin, Esq.
2 LAW OFFICES OF IRA LESHIN
3 220 Sansome Street, 6th Floor
4 San Francisco, CA 94104
5 Tel: (415) 398-3950
6 Fax: (415) 398-1567
7 email: iraleshin@aol.com

8 Executed on April 10, 2008, at San Francisco, California.

9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Kathy A. Eudaley

Kathy A. Eudaley